

MINUTES OF THE
MEETING OF THE SENATE COMMITTEE
ON HUMAN RESOURCES AND FACILITIES

SIXTY-FIRST SESSION
NEVADA STATE LEGISLATURE
February 12, 1981

The Senate Committee on Human Resources and Facilities was called to order by Chairman Joe Neal at 9:02 a.m., Thursday, February 12, 1981, in Room 323 of the Legislative Building, Carson City, Nevada. Exhibit A is the Meeting Agenda. Exhibit B is the Attendance Roster.

COMMITTEE MEMBERS PRESENT:

Senator Joe Neal, Chairman
Senator James N. Kosinski, Vice Chairman
Senator Richard E. Blakemore
Senator Wilbur Faiss
Senator Virgil M. Getto
Senator James H. Bilbray

GUEST LEGISLATORS:

Senator Lawrence Jacobsen
Senator Jean Ford

STAFF MEMBERS PRESENT:

Mr. Andrew Grose, Research Director
Ms. Connie Richards, Committee Secretary

SENATE BILL NUMBER 8

Mr. Jack Kenney, Southern Nevada Home Builders Association spoke in opposition to S. B. No. 8. He said that during the Sixtieth Session of the Nevada Legislature, he had been approached for his support of a bill similar to S. B. No. 8. At that time he offered his support with the understanding that the bill would have a term of only three years. He added that the previous bill allowed for a system of checks and balances in which the county commissioners of the particular county had to give approval (counties having a population of 25,000 or less) for the utilization of the provisions in the bill.

Mr. Kenney said that builders build only to serve a need where the population is already growing and a shortage of homes to house that growing population exists. He said that he doesn't understand why new homes should be taxed to provide for new school facilities.

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Ms. Irene Porter, Executive Director of the Nevada State Homebuilders Association, Southern Nevada Homebuilders agreed with Mr. Kenney's opposition to S. B. No. 8. She said that there is a similar bill in the Assembly except it uses the population figure of 25,000. She said that the bill would provide enabling legislation for a residential construction tax to provide funding for police and fire buildings.

Senator Getto asked Ms. Porter if she was speaking to appeal the law or in opposition to the bill.

Ms. Porter said that she is concerned with the increasing of the population level in the bill to extend it to other counties.

Senator Jacobsen said that particularly in rural areas the lack of schools due to the growth in those areas has become a problem. He said that he is a proponent of the bill because he has seen it work in the past with fire service.

Mr. Don Hataway, City Manager, Carson City, said that in 1979 this bill was specifically for Carson City, adopted by the Nevada League of Cities and submitted to the legislature. As originally drafted in 1979, the bill would have provided a residential construction tax for all types of capital improvements, including fire, police, and schools. It was initially amended to provide only for schools. Later, the population figure was added due to the rapid growth being experienced in Lyon County. He spoke in support of S. B. No. 8 stating that the only County to be affected by the bill would be Carson City, in that it would be added to the counties already provided for. He added that as long as there is a revenue tax base in the county, it is justified to look at a residential construction tax process to help raise revenue for capital improvements.

Mr. Hataway said that as the bill is currently written, it will not raise enough money for the actual construction of buildings, but will help a great deal as far as the other capital needs of the school goes. He said that people in existing homes do continue to have children, but said that even with these additional children, if the city were not

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growing due to new incoming population, the school system already established in Carson City would be sufficient to house the students living in Carson. He said that the new growth should pay for new capital improvements, though the total population of the city should pay for the operation and maintenance of the improvements once they are established.

Mr. Greg Betts, Douglas County School District spoke in support of S. B. No. 8. He said that Douglas County had had the opportunity to implement an ordinance under S. B. 356 of 1979. He said that the ordinance has been used in Douglas County to construct a facility for warehousing and maintenance of school buses. He added that the funds were collected district-wide and the service provided is district-wide as well.

Senator Kosinski asked when the ordinance was adopted in Douglas County.

Mr. Betts said that the ordinance was adopted March 6, 1980, and since that time \$370,000 dollars has been raised.

Senator Getto asked if the population of the district were to stay static, would there be a need for new schools.

Mr. Betts said that there would not be a need for new school facilities, but there would be a need for capital improvements on the existing schools. He added that 5000 new homes have already been approved for construction in Douglas County.

Ms. Jo Anne McLaughlin, Chairman, Storey School District and Mr. Roy Owens, School Principal, Storey County School District, said that they support the bill. Ms. McLaughlin said that a mobile home complex that could support 60 mobile homes has been approved in Storey County. She said that this could add as many as 90 new students to the Storey County School District that already houses 210 students at maximum capacity. She said that this would be an increase of 42 percent and could cause an emergency situation for the housing of these new students within the school facilities.

ASSEMBLY JOINT RESOLUTION NUMBER 12 (EXHIBIT C)

Senator Bilbray moved to "Do Pass" Assembly Joint Resolution Number 12.

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Senator Blakemore seconded the motion.

The motion carried. (Senators Kosinski and Getto voted "No".)

Senator Jean Ford said that she was a member of the interim library committee. She said that she has been involved with libraries for the last twenty years, adding that she helped to organize the Clark County Library and during the last year and a half was employed by the Clark County Library as Public Relations, Community Relations Director.

Senator Ford explained that she was a member of the Governor's Commission on the Future of Nevada. She said that the commission believes that society is moving rapidly from an industrial society where production is the key to an information based society in which people's jobs have shifted to informational type of jobs. She stated that everyone in this society needs information to succeed, adding that the library is one of the key deliverers of that information.

Senator Ford asked that the committee look at Senate Bill Numbers 22, 21, and 168 as a package, as all three deal with procedure, operation, and policy of the libraries. She asked that the committee consider Senate Bill Numbers 20, 23, and 26 as a second package having to do with funding of libraries. She added Senate Joint Resolution Number 5 to the list to be considered regarding funding for libraries.

SENATE BILL NUMBER 25 (EXHIBIT D)

Senator Bilbray moved to "Do Pass" Senate Bill No. 25.

Senator Faiss seconded the motion.

The motion carried. (Senator Blakemore voted "No".)

SENATE BILL NUMBER 20 (EXHIBIT E)

Senator Bilbray moved to "Do Pass" Senate Bill No. 20.

The motion failed for lack of a second.

Senator Kosinski moved to re-refer Senate Bill No. 20 to Finance with "No Recommendation".

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Senator Getto seconded the motion.

The motion carried unanimously.

SENATE BILL NUMBER 23 (EXHIBIT F)

Senator Getto moved to "Do Pass" Senate Bill No. 23.

Senator Bilbray seconded the motion.

The motion carried unanimously.

SENATE BILL NUMBER 26

Senator Kosinski said that he would like to have a work session on Senate Bill No. 26 to go through the bill section by section.

SENATE BILL NUMBER 19 (EXHIBIT G)

Senator Bilbray moved to strike Sections 1 and 3 of Senate Bill No. 19.

Senator Kosinski seconded the motion.

The motion carried unanimously.

Senator Bilbray moved to "Do Pass As Amended" Senate Bill Number 19.

Senator Faiss seconded the motion.

The motion carried unanimously.

SENATE BILL NUMBER 21 (EXHIBIT H)

Senator Kosinski asked that Senate Bill No. 21 be amended on page 2, section 7, line 34 to replace the words "comply with" with the word "consider". He also asked that on page 1, section 3, lines 7 and 8 the words "its responsibility to support" be replaced with the words "the desirability of supporting".

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Senator Bilbray moved to "Amend and Do Pass" Senate Bill No. 21.

Senator Getto seconded the motion.

The motion carried unanimously.

SENATE BILL NUMBER 168

Senator Kosinski asked Mr. Grose to explain the term "use of the library system" as contained on page 1 subsection 4, lines 9 through 11.

Mr. Grose said that the use of that term is to include those instances where there is agreement to enter into a regional library between two separate entities such as a city and a county library.

Senator Kosinski asked if this would be by interlocal agreement.

Mr. Grose responded that it would.

Senator Ford added that the term could also refer to a system such as the Clark County Library District in which there is one main library with several branches making up a "library system". She said that the language on interlocal agreements on page 3, line 35 should be removed from the bill.

SENATE BILL NUMBER 22

Mr. Grose referred to the Bill Analysis for Senate Bill No. 22 that is listed as Exhibit C, minutes of the meeting February 10, 1981. He briefly read through this section by section bill analysis.

Senator Ford said that Clark County had suggested that the language be changed on section 8, line 41 so that the word "issue" is replaced by "request", requiring the board of trustees of the library district to request the and the county to issue those bonds.

The Chairman asked Mr. Grose to return on Friday, February 13, 1981 to continue this testimony.

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There being no further business, the meeting adjourned
at 10:57 a.m.

Respectfully submitted:


Connie Richards, Committee Secretary

APPROVED:


Senator Joe Neal, Chairman

DATE: Feb. 23, 1981

SENATE AGENDA

EXHIBIT A

COMMITTEE MEETINGS

Committee on Human Resources and Facilities, Room 323.

Day Wednesday, Date February 11, Time 9:00 a.m.

CONTINUED Thursday, February 12, 9:00 a.m.

S. B. No. 8--Enlarges number of school districts in which tax on residential construction for school buildings may be imposed.

S. B. No. 62--Transfer cost of care for indigent patients from other counties to county where treated.

A. J. R. 12

**ASSEMBLY JOINT RESOLUTION NO. 12—ASSEMBLYMEN
PRICE, MAY, HICKEY, CHANEY AND BENNETT**

JANUARY 28, 1981

Referred to Committee on Health and Welfare

SUMMARY—Urges Congress to continue its support of
community health centers. (BDR 1195)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

ASSEMBLY JOINT RESOLUTION—Urging the Congress of the United
States to continue its support of community health centers.

- 1 WHEREAS, Persons with low or fixed incomes experience difficulty in
2 acquiring the medical attention and care necessary to maintain proper
3 health; and
4 WHEREAS, Community health centers provide necessary medical serv-
5 ices of a high quality at a cost which persons with low or fixed incomes
6 can afford and these services help reduce the need for more costly hos-
7 pitalization; and
8 WHEREAS, Community health centers contribute to the local economy
9 by creating opportunities for employment, by patronizing local suppliers
10 and hospitals and by using the services of physicians in private practice;
11 and
12 WHEREAS, Community health centers have demonstrated that they are
13 in many other ways positive and constructive forces in their communities;
14 now, therefore, be it
15 *Resolved by the Assembly and Senate of the State of Nevada, jointly*
16 That the Nevada legislature hereby urges the Congress of the United
17 States to continue its financial support of community health centers; and
18 be it further
19 *Resolved*, That a copy of this resolution be immediately transmitted
20 by the legislative counsel to the Vice President of the United States as
21 President of the Senate, to the Speaker of the House of Representatives
22 and to all members of the Nevada congressional delegation; and be it
23 further
24 *Resolved*, That this resolution shall become effective upon passage and
25 approval.

S. B. 25

**SENATE BILL NO. 25—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES**

JANUARY 20, 1981

Referred to Committee on Human Resources and Facilities

SUMMARY—Provides that circulation records of libraries are not public records and restricts disclosure of such records. (BDR 19-51)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to records of libraries; providing that records of circulation are not public records; restricting disclosure of such records; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. Chapter 239 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 *The circulation records of a public library or other library are not pub-*
4 *lic books or public records within the meaning of NRS 239.010. Circu-*
5 *lation records may be disclosed only in response to a subpoena issued by a*
6 *court upon a finding that a threat to the public safety or other extreme*
7 *circumstance exists, that the specific records sought are relevant to the*
8 *situation at hand and that failure to disclose the records will result in*
9 *substantial injury to the public interest.*

S. B. 20

**SENATE BILL NO. 20—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES**

JANUARY 20, 1981

Referred to Committee on Human Resources and Facilities

SUMMARY—Establishes program of state support for public libraries. (BDR 33-48)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: Yes.

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to libraries; providing in skeleton form for the establishment of a program of state support for public libraries; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 379 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 8, inclusive, of this act.
3 SEC. 2. *It is the policy of the State of Nevada that all public libraries*
4 *in the state should maintain a minimum level of library and informa-*
5 *tional services regardless of local financial ability or number of people*
6 *served. To attain this goal the state should provide a program of financial*
7 *assistance to libraries based upon a formula which takes into account*
8 *financial ability and population and which requires each library to*
9 *provide a specified level of local effort in order to be eligible for state*
10 *support.*
11 SEC. 3. *As used in sections 2 to 8, inclusive, of this act, "library"*
12 *means a county library, city library, district library, town library or*
13 *any other public library predominantly supported by public money.*
14 SEC. 4. 1. *There is hereby established a program of state support*
15 *for libraries. The purpose of the program is to assist the libraries of*
16 *the state in achieving a minimum level of library and informational*
17 *services regardless of local financial ability or number of people served.*
18 2. *The state librarian shall administer the program and may adopt*
19 *regulations as necessary to carry out the program. The Nevada council*
20 *on libraries shall advise the state librarian and may make recommenda-*
21 *tions concerning the administration of the program.*
22 SEC. 5. 1. *The guaranteed minimum support per year for each*

1 person in the population served by a library established in a coun
2 city, district, town or other area which has a population of less th
3 50,000 is \$12.

4 2. The guaranteed minimum support per year for each pers
5 included in the population served by a library established in a coun
6 city, district, town or other area which has a population of 50,000
7 more is \$10.

8 3. The total guaranteed minimum support for the library for an
9 given year is computed by multiplying the guaranteed minimum su
10 port for each person by the population of the county, city, distric
11 town or other area which established the library.

12 SEC. 6. A library is not eligible to participate in the program
13 state support for libraries in any year for which it does not provide
14 required local effort. Required local effort is the amount compute
15 by multiplying . . . times the assessed valuation of the county, cit
16 district, town or other area which established the library, as certifi
17 by the department of taxation for the most recent tax year.

18 SEC. 7. 1. The total amount of state support for an eligible libra
19 for any given year is the difference between its total guaranteed min
20 mum support and its required local effort.

21 2. A library may expend money received as state support for th
22 program and operation of the library but may not use it for capit
23 construction.

24 3. Money for state support for libraries is provided by legislativ
25 appropriation from the state general fund.

26 SEC. 8. 1. Beginning July 1, 1985, a library whose governing bod
27 has not developed a master plan which includes plans for levels of
28 library services and resources and is designed to extend 5 years into
29 the future is not eligible to participate in the program of state support
30 for libraries.

31 2. Beginning July 1, 1990, a library which is not in complianc
32 with the standards developed by the state librarian for services, resourc
33 personnel and programs in public libraries is not eligible to participate
34 in the program of state support for libraries.

S. B. 23

**SENATE BILL NO. 23—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES**

JANUARY 20, 1981

Referred to Committee on Human Resources and Facilities

SUMMARY—Directs submission to vote of people of proposal to issue state general obligation bonds for building and expanding public libraries and provides for construction grants from proceeds if issue is approved. (BDR S-52)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: Yes.



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to public libraries; directing that a proposal to issue state general obligation bonds for building and expanding public libraries be submitted to a vote of the people; providing for construction grants to local governmental entities from the proceeds of the bonds if the issue is approved; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 **SECTION 1.** At the general election to be held in the State of Nevada
2 in 1982, there shall be submitted to the voters of the state in the manner
3 prescribed by chapter 349 of NRS a proposal to issue general obligation
4 bonds of the State of Nevada for the purposes of building and expanding
5 public libraries in this state in an amount of not more than \$10,000,000.
6 If the proposal is carried, the bonds may be issued at one time or from
7 time to time.
- 8 **SEC. 2.** 1. If, on the application of the state librarian with the
9 approval of the Nevada council on libraries, the interim finance com-
10 mittee finds that one or more state-supported construction projects for
11 public libraries ought to be commenced, it may direct:
- 12 (a) The state board of examiners to issue a sufficient amount of the
13 bonds authorized pursuant to section 1 of this act; and
14 (b) The state librarian to make grants from the proceeds of the bonds
15 to local government entities for construction projects for public libraries,
16 computing the adjusted state and local shares according to the provisions
17 of section 4 of this act.
- 18 2. The state librarian shall not expend more than the amount author-
19 ized unless he has obtained prior approval from the interim finance com-
20 mittee.

1 3. The provisions of the State Securities Law, contained in chapter
2 349 of NRS, apply to the issuance of bonds under this act.

3 SEC. 3. The state librarian shall administer the program of grants to
4 local governmental entities for construction projects for public libraries,
5 and he may adopt regulations as necessary to carry out the program. The
6 Nevada council on libraries shall review applications for individual grants
7 and may make recommendations concerning those applications. All
8 applications must be forwarded to the interim finance committee, together
9 with the recommendations of the council. The interim finance committee
10 has final authority to approve or disapprove grants.

11 SEC. 4. In order to be eligible for a grant from the proceeds of the
12 bonds, a local governmental entity planning a state-supported construction
13 project must provide a local share to match the state share. The basic
14 local share is equal to the state share and is adjusted in each case to
15 reflect local financial ability. The amount of the adjusted local share is
16 computed according to the following formula:

17 1. The total assessed valuation of the local governmental entity, as
18 certified by the department of taxation for the most recent tax year, is
19 divided by the population of that entity to determine the local assessed
20 valuation per capita.

21 2. The total assessed valuation of the state, as certified by the depart-
22 ment of taxation for the most recent tax year, is divided by the popula-
23 tion of the state to determine the statewide assessed valuation per capita.

24 3. The local assessed valuation per capita is divided by the statewide
25 assessed valuation per capita to determine what percentage the local
26 average is of the statewide average.

27 4. The basic local share (50 percent of the estimated total cost of
28 the state-supported project) is multiplied by the quotient computed in
29 subsection 3 to determine the adjusted local share which must be pro-
30 vided in order to receive a construction grant. The adjusted state share of
31 the project is determined by subtracting the adjusted local share from the
32 estimated total cost.

S. B. 19

**SENATE BILL NO. 19—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES**

JANUARY 20, 1981

Referred to Committee on Human Resources and Facilities

**SUMMARY—Provides for improvement of school library services
at local level. (BDR 34-50)**

**FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: No.**

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to public school libraries; encouraging improved school library services by requiring boards of trustees of school districts to employ certificated school librarians for schools of a certain size beginning in 1985; providing for local choice of books for school libraries by repealing the requirement that the superintendent of public instruction approve or disapprove lists of books for use in such libraries; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

1 SECTION 1. Chapter 391 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:

3 *The board of trustees of a school district shall employ, for each public*
4 *school within the district having an enrollment of more than 250 pupils,*
5 *a school librarian who holds a certificate endorsed to authorize the holder*
6 *to perform the function of school librarian.*

7 SEC. 2. NRS 385.240 is hereby repealed.

8 SEC. 3. Section 1 of this act shall become effective on July 1, 1985,
9 for the 1985-86 school year.

S. B. 21

**SENATE BILL NO. 21—COMMITTEE ON HUMAN
RESOURCES AND FACILITIES**

JANUARY 20, 1981

Referred to Committee on Human Resources and Facilities

SUMMARY—Provides for formation of regional networks of libraries. (BDR 33-73)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to regional networks of libraries; providing for agreements to form such regional networks for the purpose of facilitating regional cooperation, improved communications and sharing of resources among libraries; providing for the establishment of governing boards for regional networks; prescribing the powers and duties of such boards; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 379 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 8, inclusive, of this act.
3 SEC. 2. *As used in sections 3 to 8, inclusive, of this act, "library"*
4 *includes public libraries, school libraries where authorized by school dis-*
5 *tricts, academic libraries, special libraries and the Nevada state library.*
6 SEC. 3. *The legislature declares:*
7 1. *That the state recognizes its responsibility to support the extension*
8 *of library services beyond the jurisdiction of any single library;*
9 2. *That the formation of a regional network of libraries is an effective*
10 *means of providing services beyond local boundaries; and*
11 3. *That all public libraries in this state should be linked to regional*
12 *networks to form a system of communications and provision of services*
13 *which will encourage cooperation and maximum use of available*
14 *resources.*
15 SEC. 4. 1. *The governing bodies of two or more libraries may enter*
16 *into an agreement to form a regional network of libraries for the purpose*
17 *of facilitating regional cooperation, improved communications and shar-*
18 *ing of resources. The purposes of the regional network may be furthered*
19 *by such activities as:*

1 (a) Developing and operating interlibrary systems to improve access to
2 dispersed library and information services.

3 (b) Applying new technologies for improved efficiency in the use and
4 availability of resources.

5 (c) Improving access to advanced research which will help increase
6 productivity and solve emerging problems of common concern.

7 2. An agreement to form a regional network of libraries is subject to
8 the provisions of the Interlocal Cooperation Act.

9 SEC. 5. 1. A regional network of libraries is governed by a board
10 consisting of one representative from each participating entity.

11 2. The board shall:

12 (a) Elect its own officers.

13 (b) Establish rules for its own governance and bylaws for the operation
14 of the regional network.

15 (c) Prepare an annual budget for the regional network.

16 (d) Develop, through a continuing process of planning, a master plan
17 for the regional network of libraries for the provision of regional services.
18 The master plan must be designed to extend 5 years into the future and
19 must be made current at least every 2 years.

20 SEC. 6. The governing board of a regional network of libraries has
21 primary responsibility for, and shall establish policies and procedures to
22 govern, library programs and activities which extend beyond the jurisdic-
23 tion of any single participating library. These programs and activities
24 include but are not limited to libraries, interlibrary loans, development of
25 data bases and utilization of new technologies for communication among
26 libraries.

27 SEC. 7. 1. Whenever a participating library seeks a grant of money
28 related to regional services from the state, the Federal Government or
29 another source, it must first submit the request to the governing board of
30 the regional network for review.

31 2. After review, the governing board of the regional network shall
32 forward the request to the granting agency along with its comments and
33 suggestions for priority. If the request is for a state grant, the granting
34 agency must comply with the priority designated by the governing board.

35 3. The governing board may request and receive gifts or grants of
36 money from the state, the Federal Government or another source for
37 purposes of the regional network. Among requests for state grants
38 requests from the regional network have priority over requests from par-
39 ticipating libraries.

40 SEC. 8. The governing board of a regional network of libraries may
41 enter into contracts with state agencies for:

42 1. The administration of grants of money for library purposes; and

43 2. The provision of library services,
44 in the region served by the regional network.